



PTO/SB/17 (10-03)  
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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) \$2,162.00

## Complete if Known

Application Number 09/990,076  
Filing Date November 21, 2001  
First Named Inventor Nykoluk, et al  
Examiner Name Tri M. Mai  
Art Unit 3727  
Attorney Docket No. 26/1145US (1)

RECEIVED  
JUL 06 2004  
TECHNOLOGY CENTER R3700

## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit Account Number

Deposit Account Name

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments

☐ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$)

### 2. EXTRA CLAIM FEES FOR UTILITY AND

Extra Claims		Fee from below	Fee Paid
Total Claims			
35	-20** = 15	18.00	270.00
Independent Claims	6 - 3** = 2	86.00	172.00
Multiple Dependent			

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	86	2201	43	Independent claims in excess of 3	
1203	290	2203	145	Multiple dependent claim, if not paid	
1204	86	2204	43	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(\$) \$442.00

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non - English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	950.00
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR § 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Statement	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	770.00
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) \$1,720.00

## SUBMITTED BY

Name (Print/Type)	Kirk A. Damman	Registration No. (Attorney/Agent)	42,461	Telephone	314-444-7783
Signature		Date	June 21, 2004		

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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**

Applicant(s): Nykoluk, et al.

Docket No.

26/1145US (1)

Serial No.

09/990,076

Filing Date

November 21, 2001

Examiner

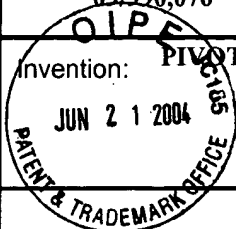
Tri M. Mai

Group Art Unit

3727

Invention:

PIVOTAL HANDLE FOR TOWABLE BAGGAGE



I hereby certify that the following correspondence:

Amendment and Response and Request for Continued Examination (16 pgs), Request for Continued Examination, Amendment Transmittal Letter, Petition for Extension of Time, Fee Transmittal, Ck# 21103 (\$1,720) and Return Receipt Postcard

*(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

June 21, 2004*(Date)*Angela D. Smith*(Typed or Printed Name of Person Mailing Correspondence)*Angela D. Smith*(Signature of Person Mailing Correspondence)*ER338061268US*("Express Mail" Mailing Label Number)*

Note: Each paper must have its own certificate of mailing.

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6-22-04

DAC

CLASSIFICATION

#16 \$

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2004 JUN 24 PM 12:37

In re application of: Nykoluk, et al

Unit: 3727

Application No.: 09/990,076

Examiner: Tri M. Mai

Filed: 11/21/2001

Docket No.: 26/1145US (1)

For: PIVOTAL HANDLE FOR TOWABLE  
BAGGAGE

RECEIVED

JUN 25 2004

OFFICE OF PETITIONS

**REQUEST FOR CORRECTION OF ENTITY STATUS AND EXCUSE OF ERROR IN  
ENTITY STATUS UNDER 37 C.F.R. 1.28(C)**Assistant Commissioner for Patents  
Washington, D. C. 20231

Applicant has recently discovered that small entity status was lost by the assignee in the above referenced application on April 1, 2003 and small entity fees were paid after that date. This error in current status was made in good faith. Applicant has paid fees associated with the above referenced case believing themselves in good faith to have been entitled to small entity status after that time.

In order to comply with the requirements for correcting the deficiency of payment in the above referenced case, included below is a table showing (A) the type of each fee erroneously paid as a small entity and the current fee for a non-small entity, (B) the amount actually paid for each fee and the date of payment, (C) the deficiency owed for each fee, and (D) the total deficiency owed in accordance with 37 C.F.R. 1.28(c)2. Also enclosed herewith is a check in the amount of \$529.00 as required to pay for the deficiency calculated under 37 C.F.R. 1.28(c)2, and shown below.

06/25/2004 DALLEN 00000002 09990076

01 FC:1559

529.00 DP


Type of Fee	Current Non-Small Entity Fee	Amount Paid	Date Paid	Deficiency Owed
Independent Claim	1 @ \$86.00	\$42.00	04/02/2003	\$44.00
Extension of Time (3 months)	\$950.00	\$465.00	04/02/2003	\$485.00
Information Disclosure Statement	\$180.00	\$180.00	11/3/2003	\$00.00
Information Disclosure Statement	\$180.00	\$180.00	12/22/2003	\$00.00
<b>Total Deficiency</b>				<b>\$529.00</b>

It is believed this filing will resolve any and all issues related to previous errors in the entity status of the applicant, and correct the entity status of the application for the future.

Should there be any questions after reviewing this paper, please contact the undersigned attorney at (314) 444-7783 as soon as possible.

Respectfully submitted,

Dated: June 21, 2004

  
Kirk Damman  
Registration No. 42,461  
Attorney for Applicant

**Customer Number: 22822**  
Lewis, Rice and Fingersh, L.C.  
Attn: Box IP Dept.  
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St. Louis, MO 63102-2147  
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Fax: (314) 444-7788

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**

Applicant(s): Nykoluk, et al.

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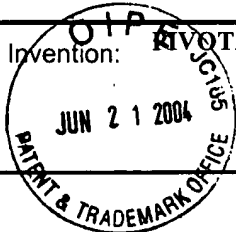
Tri M. Mai

Group Art Unit

3727

Invention:

PIVOTAL HANDLE FOR TOWABLE BAGGAGE



I hereby certify that the following correspondence:

Request for Correction of Entity Status and Excuse of Error in Entity Status Under 37 CFR 1.28(c), Ck# 0 2110  
(\$529) and Return Receipt Postcard

*(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

June 21, 2004*(Date)*Kirk Damman*(Typed or Printed Name of Person Mailing Correspondence)*  
*(Signature of Person Mailing Correspondence)*ER338061268US*("Express Mail" Mailing Label Number)*

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